



Kristina I. Duffy, Esq.  
Email: [kduffy@kdvlaw.com](mailto:kduffy@kdvlaw.com)

June 21, 2022

**VIA ECF**

Hon. Philip M. Halpern  
United States District Court for the Southern District of New York  
300 Quarropas Street, Room 530  
White Plains, New York 10601

Re: Yehuda Listokin v. Miller Zeiderman LLP, et al.  
Case No. 22-cv-02605-PMH

Dear Judge Halpern:

Our firm represents the defendants Miller Zeiderman LLP (“the MZ Firm”) and Lisa Zeiderman (“Ms. Zeiderman”) (collectively “MZ”) with respect to the Complaint filed by Plaintiff, Yehuda Listokin (“Mr. Listokin”). In accordance with Rule 5 of Your Honor’s Individual Practices, the Southern District of New York’s Standing Order 19 Misc. 583, Fed. R. Civ. Proc. 5.2, and the Southern District of New York’s Electronic Case Filing Rules & Instructions sections 6 & 21, please allow this correspondence to serve as MZ’s letter Motion requesting that the Court allow MZ to file its Letter Requesting a Pre-Motion Conference with redactions.

MZ’s Pre-Motion Conference Request is being submitted in anticipation of MZ’s filing of a Motion to Dismiss pursuant to Fed. R. Civ. Proc. 12(b)(6). Mr. Listokin’s Complaint concerns allegations of legal malpractice against MZ in connection with its handling of an underlying matrimonial action between Mr. Listokin and his ex-wife.

To comply with New York Domestic Relations Law (DRL) § 235 and to protect the privacy interests of the parties to the underlying matrimonial action (other than Mr. Listokin), MZ requests the Court’s permission to file the Pre-Motion Conference Request with the sensitive/personal portions of the Letter redacted and further requests that the Court maintain the unredacted version

Application granted.

The Clerk of the Court is respectfully directed to seal Doc. 14, permitting access only by the parties and the Court, but retaining the summary docket text for the record.

The Clerk of the Court is further respectfully directed to terminate the motion sequence pending at Doc. 13.

SO ORDERED.

A handwritten signature in black ink, appearing to be "PH", is written over the "SO ORDERED." text.

Philip M. Halpern  
United States District Judge

Dated: White Plains, New York  
June 22, 2022

of the Pre-Motion Conference Request under seal, permitting only the parties to this action and the Court to view it.

On May 5, 2022, the Court previously granted Plaintiff's counsel's request to file the Complaint under seal. ECF Doc No. 6. Plaintiff's counsel sought our consent for his application, which we gave.

Somewhat disturbingly, when we requested that Plaintiff's counsel consent to filing this Pre-Motion Request under seal, he refused. After a series of emails attempting to get Plaintiff's counsel to reconsider his position on consenting to protect personal information regarding non-parties to this litigation, he still refused to consent and merely offered "[d]o what you think you are obligated to do."

Sincerely,

Kaufman, Dolowich & Voluck, LLP

/s/  
Kristina I. Duffy

cc: Eric Rothstein, Esq. via ECF